

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

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|-------------------|---|---|
| WARREN EASTERLING | : | Case No. 3:12-cv-300 |
| Plaintiff, | : | |
| -vs- | : | |
| STATE OF OHIO | : | District Judge Timothy S. Black Magistrate Judge Michael R. Merz |
| Defendant. | : | |

**ORDER TO PRO SE PLAINTIFF UPON FILING OF MOTION TO DISMISS
OR MOTION FOR SUMMARY JUDGMENT**

You are hereby notified that Defendant, State of Ohio, filed with the Court on October 30, 2012, a motion to dismiss in this case [Doc # 8]. You should receive a copy of the motion directly from Defendant.

Under the rules of this Court (S.D. Ohio L.R. 7.2) you are allowed twenty-one days from the date of service (October 30, 2012) within which to file a response to this motion, plus an extra three days because of the way the motion was sent to you. Your response must be filed with the Court not later than November 23, 2012.

October 30, 2012.

s/ Michael R. Merz

United States Magistrate Judge